



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q67421

Hiroyasu KUMAMOTO, et al.

Appln. No.: 10/006,137

Group Art Unit: 1761

Confirmation No.: 1724

Examiner: Leslie A. Wong

Filed: December 10, 2001

For: WARMING COMPOSITION FOR FOOD AND DRINK OR FOR ORAL CARE  
PREPARATION

**SUBMISSION OF TERMINAL DISCLAIMER**

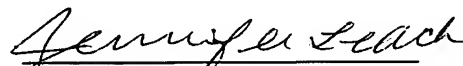
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$110.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

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Jennifer R. Leach  
Registration No. 54,257

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: May 19, 2004



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Sir:

The undersigned, on behalf of the petitioner, TAKASAGO INTERNATIONAL CORPORATION, represents that the petitioner, TAKASAGO INTERNATIONAL CORPORATION is the owner of the entire right, title and interest of U.S. Patent Appln. 10/006,119, filed on December 10, 2001 for Warming Composition by virtue of an Assignment from all of the inventors thereof executed on November 19, 2001, recorded on December 10, 2001, at Reel 014615, Frame 0364, now issued as U.S. Patent 6,673,844 as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/006,137 by virtue of an Assignment from all of the inventors thereof executed on November 19, 2001, recorded on December 10, 2001, at Reel 012361, Frame 0191.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/006,137 which would extend beyond the expiration of the

Terminal Disclaimer  
U.S. Patent Application Ser. No.: 10/006,137

full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,673,844, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/006,137 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,673,844 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/006,137, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/006,137 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/006,137 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,673,844 in the event that U.S. Patent 6,673,844 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned whose signature and title appear below is empowered to act on behalf of petitioner.

Respectfully submitted,

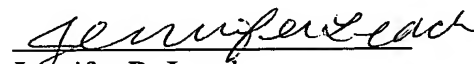
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